



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Garnett, et al

Serial No. 09/939,277

Filed: August 24, 2001

For: Processor State

Reintegration

Group Art Unit: 2186
Examiner: Kim, Hong Chong

Atty. Dkt. No. 5681-02700

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

B. Noël Kivlin Registered Representative

March 12, 2004

Date Signature

## **TERMINAL DISCLAIMER**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

- 1. SUN MICROSYSTEMS, INC. is the owner of all rights in the captioned application.
- 2. As sole owner in the captioned application, SUN MICROSYSTEMS, INC. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the captioned application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,260,159.
- 3. SUN MICROSYSTEMS, INC. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.

4. In making the above disclaimer, SUN MICROSYSTEMS, INC. does not disclaim the terminal part of any patent granted on the captioned patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of U.S. Patent No. 6,260,159, as presently shortened by any terminal disclaimers, in the event that any of such prior patents later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

5. The undersigned is an attorney of record.

A Fee Authorization form is enclosed to cover the fee for this disclaimer; however, the Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505\5681-02700.

Respectfully submitted,

B. Noël Kivlin Reg. No. 33,929

Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.

P. O. Box 398

Austin, Texas 78767

(512) 853-8800

Date: March 12, 2004

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## FEE AUTHORIZATION

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The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5681-02700:

Information Disclosure Statement

\$180.00

Terminal Disclaimer

\$110.00

TOTAL

\$290.00

Attorney Docket No.: <u>5681-02700</u>

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

06/29/2004 NHALL1 00000001 501505 09939277

01 FC:1814 02 FC:1806 110.00 DA 180.00 DA Respectfully submitted,

B. Noël Kivlin Reg. No. 33,929

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